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Attorneys for Defendants,
MILL CREEK MANAGEMENT AND REAL
ESTATE SALES, INC. and NASH ROCK
SOLID, LLC

UNITED STATES DISTRICT COURT

EASTERN DISTRICT OF CALIFORNIA, FRESNO DIVISION

ELIAS FLORES, ALICE FLORES, and
CYNTHIA FLORES,

Plaintiffs,

vs.

MILL CREEK MANAGEMENT AND
REAL ESTATE SALES, INC., and NASH
ROCK SOLID, LLC,

Defendants.

Case No. 1:24-cv-00073-KES-SKO

**ORDER RE STIPULATION TO ELECT
REFERRAL OF ACTION TO
VOLUNTARY DISPUTE RESOLUTION
PROGRAM PURSUANT TO LOCAL
RULE 271**

(Doc 28)

In light of the “Stipulation of the Parties to Elect Referral of Action to Voluntary Dispute Resolution Program (VDRP) Pursuant to Local Rule 271” (Doc. 28), the parties are hereby referred to the VDRP.

Pursuant to Local Rule 271(i)(2), the parties also stipulated to a modification of the Scheduling Order (Doc. 14) to stay depositions and continue the discovery and motion deadlines. (*Id.*) The stipulation indicates that “[t]he parties do not wish for [the dates for the Pre-Trial

1 Conference and Trial] to be rescheduled.” (*Id.* at 2.) The parties are advised, however, that the Court
2 requires at least 16 weeks between the hearing on dispositive motions and the pretrial conference;
3 the stipulation, if granted, would only allow for 3 weeks (and 5 days).

4 Accordingly, the stipulation is GRANTED as to the parties’ request to referral to VDRP and
5 DENIED without prejudice as to their proposed modification of the Scheduling Order (Doc. 28.)
6 The parties are ordered as follows:

- 7 1. This action is hereby referred to the VRDP;
- 8 2. The Parties must complete the VDRP session by January 31, 2025;
- 9 3. The Neutral must file the confirmation of the completion of the VDRP process by
10 February 7, 2025; and
- 11 4. Any renewed stipulation seeking modification of the Scheduling Order (Doc. 14)
12 shall allow for at least 16 weeks between the hearing on dispositive motions and the
13 pretrial conference; at least 8 weeks between the pretrial conference and trial; and no
14 more than 90 days before trial to schedule a settlement conference with the
15 undersigned.

16 IT IS SO ORDERED.

17 Dated: November 22, 2024

/s/ Sheila K. Oberto
UNITED STATES MAGISTRATE JUDGE